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Crl.O.P.No.26232 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.10.2024

CORAM

THE HON'BLE MR. JUSTICE **P.DHANABAL**

Crl.O.P.No.26232 of 2024

Subramani

... Petitioner

Vs.

State represented by,
The Inspector of Police,
Kelamangalam Police Station,
Krishnagiri District.
(Crime No. 300 of 2024).

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of B.N.S.S.,
pleased to enlarge the petitioner on bail, in Crime No.300 of 2024 on the file
of the respondent Police.

For Petitioner : Mr.J.Pradeep

For Respondent : Mr.S.Vinothkumar
Government Advocate (Crl.Side)

ORDER

The Petitioner, who was arrested and remanded to judicial custody
on 09.10.2024, for the alleged offences punishable under Section 4(1)(A), of



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the Tamil Nadu Prohibition (Amendment) Act, 2024 in Crime No.300 of 2024, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 09.10.2024, when the respondent police were on their regular patrol duty, at that time, the petitioner was found in illegal possession of 43 bottles of brandy of Karnataka State liquor. Hence the complaint.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case, since he has got some previous cases. He has not committed any offence as alleged in the FIR. He would further submit that the petitioner was arrested and is in judicial custody for more than 15 days and is ready to abide by any conditions that may be imposed by this Court. Hence, he prayed bail for the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police submitted that on the date of the alleged occurrence, when the respondent police were on their regular patrol duty, at that time, the



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petitioner was found in illegal possession of 43 bottles of brandy of Karnataka State liquor. He further submits that the petitioner has four previous cases, similar in nature, pending against him. Hence, he opposed to grant bail to the petitioner.

5. Heard both sides and perused the materials available on record including the First Information Report.

6. Considering the nature of offence, quantity involved, and considering the period of incarceration undergone by the petitioner from 09.10.2024, and though the petitioner has four previous cases, in all the cases, he has been granted bail, and also considering all others factors, I am inclined to grant bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties, each for a like sum to the satisfaction of the learned District Munsif cum Judicial Magistrate, Denkanikottai, and on further conditions that:-



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[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.

22.10.2024

drl

To

- 1.The District Munsif cum Judicial Magistrate,
Denkanikottai.
- 2.The Inspector of Police,
Kelamangalam Police Station,
Krishnagiri District.
- 3.The Superintendent,
Sub Jail, Hosur.
- 4.The Public Prosecutor,
High Court of Madras.



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P.DHANABAL, J.

drl

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